OYEN WIGGS GREEN & MUTALA LLP INTELLECTUAL PROPERTY LAWYERS

SEP 3 0 2005

Registered Patent & Trademark Agents

480—The Station, 601 West Cordova Street Vancouver, British Columbia, Canada V6B 1G1 Tel: 604.669.3432 Fax: 604.681.4081 www.patentable.com mail@patentable.com

Gerald O. S. Oyen*
Brucc M. Green *
David J. McGruder *
Gavin N. Manning *
Hilton W. C. Sue
Richard A. Johnson
Grace S. Law Grace S. Law David H. Takagawa * Law Corporation

Blake R. Wiggs * Catherine D. Murala * Thomas W. Bailey * George F. Kondor Craig A. Ash Todd A. Rattray Mark A. Hopkinson

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on 30 September 2005.

Kim D. Smith - Paralegal to Hilton W.C. Sue

C578 0019 HWCS/ks

by fax no. (571) 273-8300

FAX TRANSMITTAL

This is page 1 of 9 pages

To:

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

From:

Hilton W.C. Sue

Re:

Inventor(s):

KAMINSKI, Chris; LEBOE, David; LEE, Michael

Title:

APPARATUS AND METHOD FOR CELL VOLTAGE MONITORING

Serial No.:

Filed:

10/667270 17 September 2003

Examiner:

GRANT, Robert J.

Date:

30 September 2005

Art Unit:

2838

ENCLOSURES:

1. Transmittal letter (1 page)

2. Petition for Extension of Time Under 37 CFR 1.136(a)

3. Credit Card Payment Form

4. Response to the Office Action mailed 4 April 2005 (5 pages)

Confirmation: ☐ follows by mail; ☐ follows by courier; ☒ will not follow

In the event of transmission problems, please telephone Kim Smith at 604-669-3432 extension 8962.

This fax communication is directed in confidence solely to the person or entity to whom it is addressed. The contents of this fax communication may be subject to solicitor-client privilege. All rights to that privilege are expressly claimed and not waived. Any review, copy, retransmission, dissemination or other use of the contents of this fax communication by persons or entities other than the intended recipient is prohibited. If you have received this fax communication in error, please telephone us immediately and return the original transmission to us by mail or destroy same, without making a copy.

SEP 3 0 2005

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on 30 September 2005.

Kim D. Smith - Paralegal to Hilton W.C. Sue

C578 0019 HWCS/ks

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith for filing in regard to the patent application of:

Inventor(s):

KAMINSKI, Chris; LEBOE, David; LEE, Michael

Title:

APPARATUS AND METHOD FOR CELL VOLTAGE MONITORING

Serial No.:

Filed:

10/667270 17 September 2003

Examiner:

GRAÑT, Robert J.

Art Unit:

2838

Enclosed is:

Response to Office Action.

Petition for Extension of Time Under 37 CFR 1.136(a) (fee \$510)

Credit Card Payment Form

The Commissioner is hereby authorized to charge any fees which may be required in connection with the filing of this application, including any filing fees under 37 CFR 1.16 for the presentation of extra claims and any patent application processing fees under 37 CFR 1.17, or credit over-payment, to Deposit Account No. 02-1037.

Respectfully submitted,

OYĒN WIĞGS GREEN & MUTALA LLP

By:

Hilton W.C. Sue

Registration No. 51,325

Date: 30 September 2005

Oyen Wiggs Green & Mutala LLP #480 - The Station 601 West Cordova Street Vancouver, B.C. Canada V6B 1G1